

DEPARTMENT OF THE NAVY BUREAU OF NAVAL PERSONNEL 5720 INTEGRITY DRIVE MILLINGTON TN 38055-0000

5720 PERS 00J6/20180645 September 17, 2018

Ms. Betty Olson Office of Injured Employee Counsel 350 N Sam Houston Pwky E, Suite 110 Houston, TX 77060

Dear Ms. Olson:

SUBJECT: YOUR FREEDOM OF INFORMATION ACT (FOIA) REQUEST

This is in response to your Freedom of Information Act (FOIA) request of September 17, 2018. You seek a copy of documents regarding performance evaluations, disciplinary actions, dates of employment, leave balances, and last year of attendance records and awards pertaining to Alhely Liceaga. Your request was received in this office on September 17, 2018, has been assigned FOIA correspondence file number CNPC20180645 by this command.

A releasable copy of a DD Form 214 is enclosed as it reflects dates of service, end of service, awards, and military education. A releasable copy of Performance Evaluations is enclosed. The availability of any disciplinary action documentation can neither be confirmed nor denied. The redacted portions of the released documentation, and confirm/denial of disciplinary action documentation, are exempt from disclosure under FOIA exemption 6 [5 U.S.C. § 552(b)(6)]. Release of such information would be a clearly unwarranted invasion of the personal privacy of Alhely Liceaga and other identified individuals. Enclosed is a printout for the Defense Finance and Accounting Service (DFAS) as they maintain cognizance over LES and pay information.

Because your request is partially denied by this command, you are advised of your right to appeal this determination in writing to the Office of the Judge Advocate General, OJAG Code 14, 1322 Patterson Avenue SE Suite 3000, Washington Navy Yard, DC 20374-5066.

If an appeal is deemed necessary, it must be received in that office within 90 calendar days from the date of this letter, in order to be considered. To expedite an appeal, you should enclose a copy of this letter and a copy of the original request along with a statement regarding why your appeal should be granted. The letter of appeal and the envelope should bear the notation, "FOIA/PA APPEAL."

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I am the official responsible for the partial denial of your request. Should you wish to discuss the processing of your request, you may contact the undersigned at (901) 874-3165. You may also contact the DON FOIA Public Liaison, Christopher Julka, at Christopher.a.julka@navy.mil or (703) 697-0031.

Outside the Department of Defense, you may contact the Office of Government Information Services (OGIS) as they provide a voluntary mediation process for resolving disputes between persons making FOIA requests and the Department of the Navy (DON). For more information, please go to: https://www.archives.gov/ogis/about-ogis/contact-information.

Sincerely,

D. P. GERMAN

FOIA/PA Officer

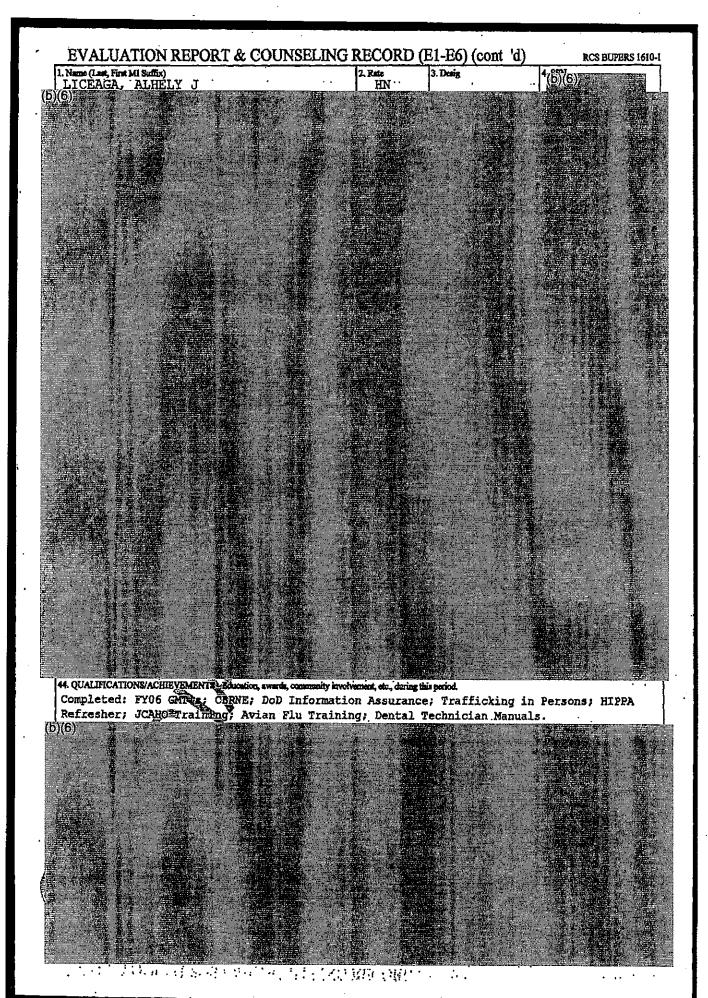
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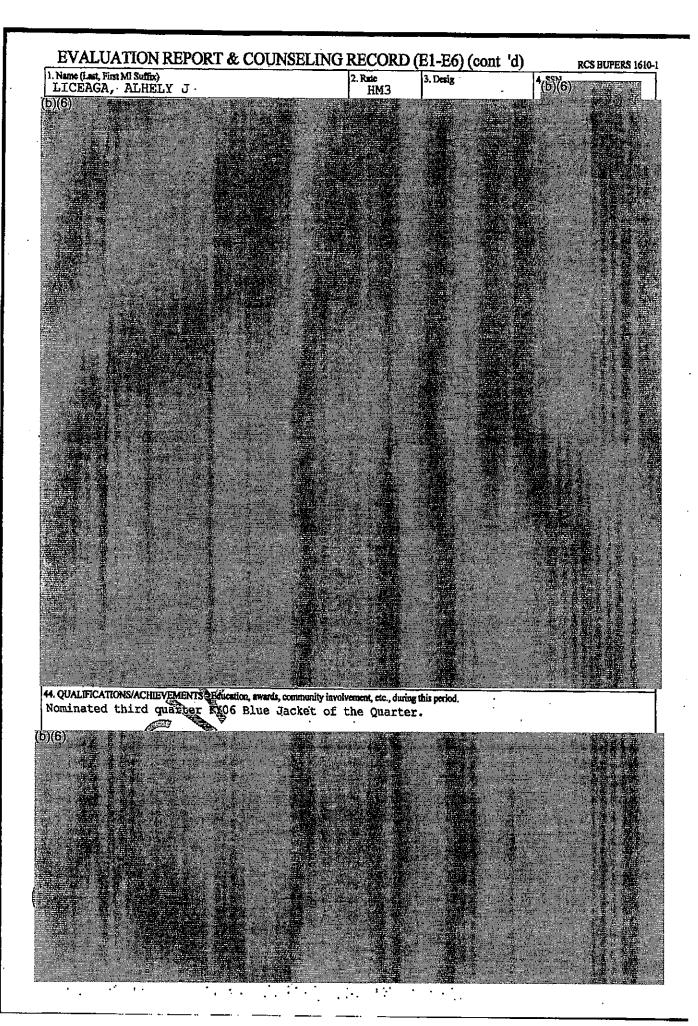
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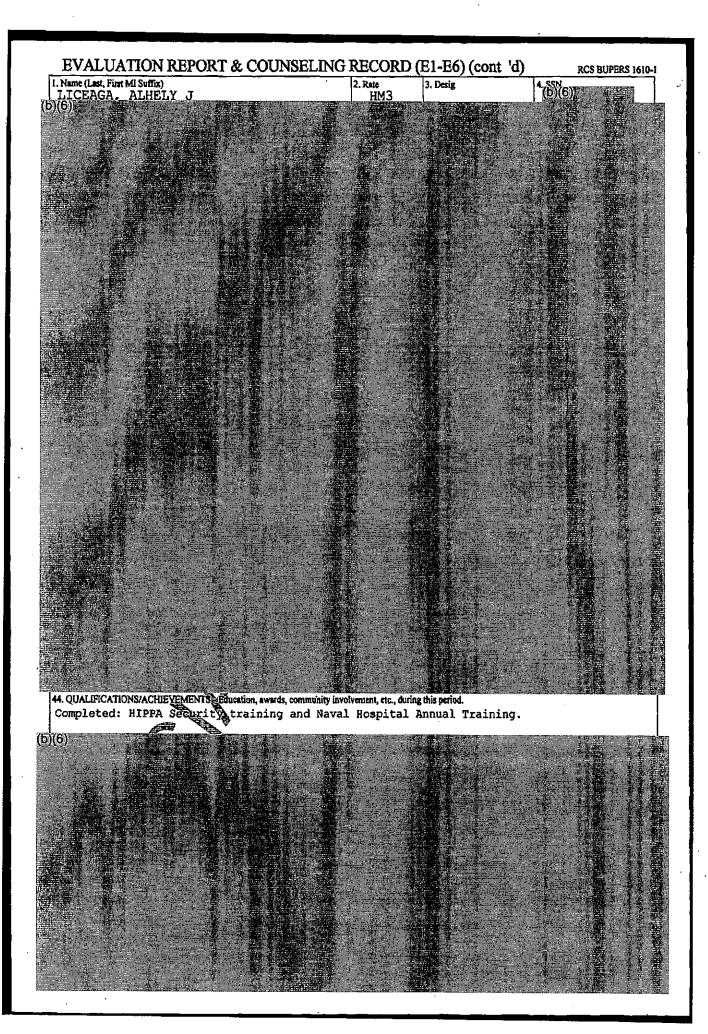


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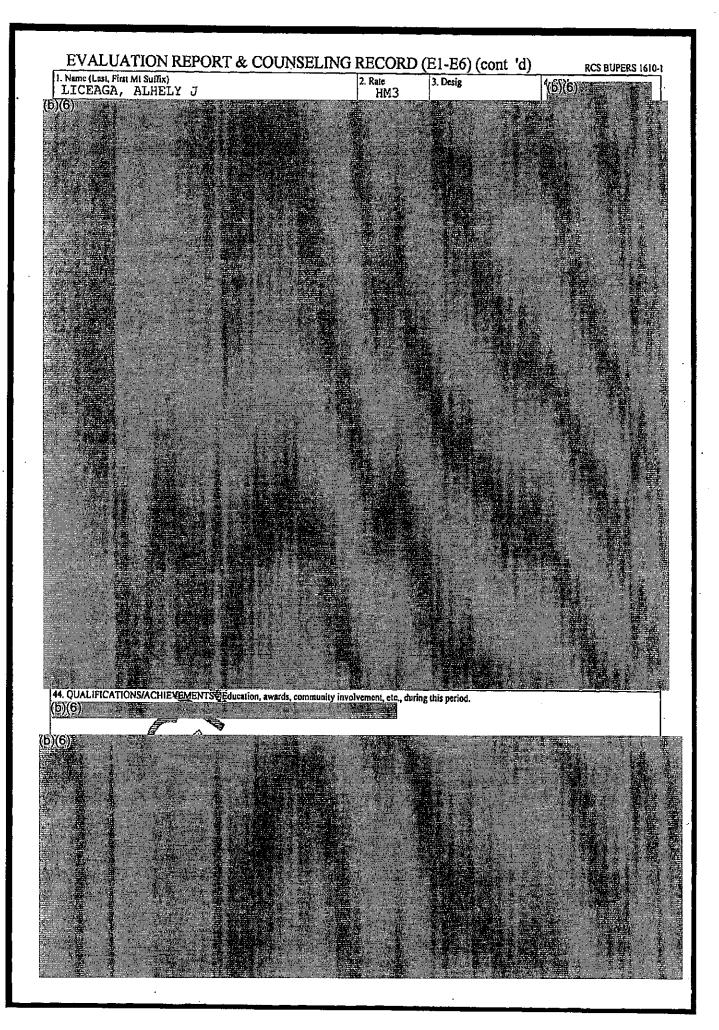
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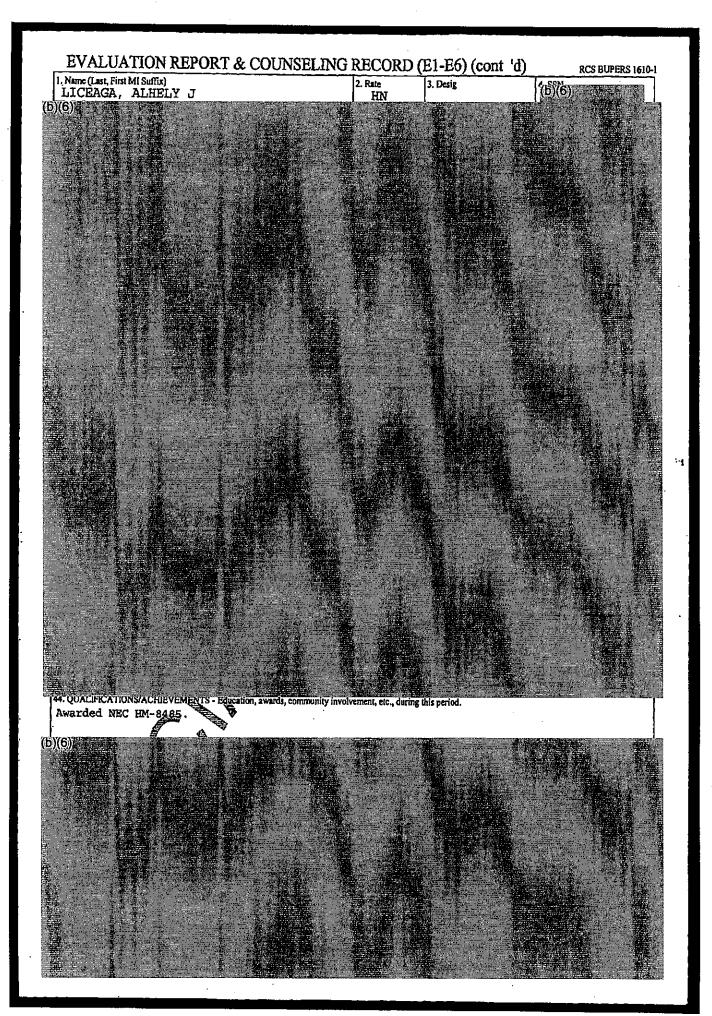
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How to Submit a FOIA Request

You can submit your FOIA request in the following formats: electronic, written or via fax. Before submitting a FOIA request, please check to see if the information you are looking for is available in our <u>Electronic Reading Room (/foia/foiareadingroom.html)</u>, or perhaps listed under another category on our Web site.

Step 1: Preparing your request

Follow these easy steps to correctly prepare your request:

- Describe, in detail, the record or records you are seeking. Providing detailed information helps to improve your response. At minimum provide:
 - Descriptive information about the document
 - Time frame to be searched
 - · Type of document or report
- State your willingness to pay all FOIA search and copy fees or state the most you are willing to pay in fees. If you would like a waiver, provide justification to support the waiver. If you don't specify the most you are willing to pay we'll assume you'll pay up to \$250. If the fees are estimated to be more than \$250, we'll contact you with an estimated cost prior to searching documents. Read about how FOIA fees are estimated http://www.dtic.mil/whs/directives/infomgt/forms/eforms/dd2086.pdf).
- If you submit a written request, label the envelope "FREEDOM OF INFORMATION ACT REQUEST."
- Include your complete postal service mailing address on your request so we can respond to you. If you can, please include a phone number as well.

Submitting your request

DFAS records are decentralized so if you know which location maintains the records, send your request to the location directly. If you don't know where the record is maintained, send your request to the FOIA/PA Program Manager's Office. Where to send a FOIA/PA request:

Indianapolis FOIA/PA Program Manager 8899 East 56th Street

Indianapolis, IN 46249-0150

Office: 317-212-4591 Fax: 317-212-8802

Active Duty Army, Air Force, Reserve, Guard, Civilian payroll records, and other Agency reports, vouchers, contracts, etc

Cleveland FOIA/PA Adherence Division 1240 East Ninth Street, Room 1417 Cleveland, OH 44199

Office: 216-522-5225

Fax: 216-522-5471

Active Duty Navy, Marine Corps, Reserve, Guard, Retired/Annuitant Pay, Garnishment, Civilian payroll and other Agency reports, vouchers, etc

Step 3: Processing your request

You should receive a response to your request within 20 workdays. If the request is sent to the improper DFAS FOIA office that office can take no more than ten days to transfer the request to the appropriate FOIA officer. If your request requires legal review or clarification, response time could be longer than 20 days.

(/foia/foiaappeal.html) How to file a FOIA appeal if your request was denied. (/foia/foiaappeal.html)

Page updated April 2, 2013.